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PROPONENT'S COMMENTS TO
NOTICE OF PROPOSED RULE MAKING

AMENDMENT OF SECTION 73.202(b)
TABLE OF ALLOTMENTS
FM BROADCAST STATIONS.
(PORTSMOUTH, OHIO)

NOVEMBER 7, 1996

PETITIONER: PETER L. CEA
707 GREEN COOK ROAD
SUNBURY, OHIO 43074

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I. INTRODUCTION TO THE PETITIONING PARTY

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The intention of this pleading is to comment to the petition to amend the FM Table of Assignments (47 CFR 73.202). The Code of Federal Regulations 47 has been used as a guideline to construct this document.

Being, Peter L. Cea, referred to as the "Party", who chooses to participate in the timely filing of this comment to the Notice for Proposed Rule Making as defined in Section 1.400. For the record, the party continues to reside and correspond from 707 Green Cook Road, Sunbury, Ohio 43074-9761.

To establish the reputable character of the party, it should be known that this petition conforms to the specific rule making requirements of Sections 1.49, 1.52, and 1.42(e). Due to the absence of any current channel assignment changes, Section 1.401(d) will not pertain to this petition. It will be the review of this document to decide the validity of all statements held within Section 1.401(e).

To satisfy the party's statement of interest to this comment, let it be known that. Peter L. Cea seeks channel assignment should the results warrant amending the FM Table of Assignments. Additionally, should the Commission allot channel 298A to Portsmouth, Ohio, it is the intention of the party along with its assigns to continue with interest to seek the channel's construction permit, and upon success of acquisition, build a station promptly.

II. THE LOCATION AND ASSIGNMENT PETITIONED

Considering the Table of FM Assignments and Minimum distance separation between stations (Section 73.207) the channel number concerning this petition is channel 298A or 107.5 Mhz. This frequency would be assigned to the principal community of Portsmouth, Ohio.

Using the distance computations and reference points supplied from the F.C.C. data base of FM Assignments, the proper station separations are maintained as regulated by Section 73.207. The party has previously submitted, in the form of the original petition, the proper calculations as evidence in this petition to support calculations considering reference points as allowed in Section 73.208(a)(2).

III. PRINCIPAL COMMUNITY REQUIREMENTS

The coordinates chosen for the proper distance between stations are located within the principal community to be served. Although this would not constitute the actual antenna location, this site possesses the ability to meet the transmission requirements and area of coverage outlined in Section 73.315.

IV. ISSUES CONCERNING PART 17

This petition will address any possible obstructions to air traffic safety due to antenna structure location as regulated by the Federal Aviation Administration. The coordinates of the petitioned assignment are located on an existing two hundred and eighty foot structure. By the interpretation of Section 17.7, an antenna structure appropriate in height for a Class A station would not jeopardize air traffic. Confirmation of approval by the Federal Aviation Administration would be the responsibility of the successful applicant.

V. SUMMARY

To the best of my knowledge, it is believed both through interpretation of the Code of Federal Regulations and distance separations through computer calculations, the channel assignment corresponding to 298A or 107.5 Mhz would serve the public interest in its principal and surrounding communities. The party has previously attempted to build the proper argument for rule making to change the FM Table of Assignments. As consistent with the Federal Communications Commission, the necessary engineering and applications for this assignment will be required for contour protection of all stations within the vicinity of the proposed station.

All comments pertaining to this petition and their certificates of service should be forwarded to:

Peter L. Cea
707 Green Cook Road
Sunbury, Ohio 43074-9761

Signed: Peter L. Cea
Peter L. Cea, Petitioning Party
November 7, 1996

VI. CERTIFICATE OF SERVICE - SECTION 1.420(a) and (c)
FULFILLMENT OF AFFIDAVIT - SECTION 1.52

Section 1.52 of the Commission's Rules requires that the original of any document filed with the Commission by a party not represented by counsel be signed and verified by the party and his/her address stated.

This is to serve notice that I, Peter L. Cea ("petitioner"), verify that the statements and submittals contained in this comment document be accurate to the best of my knowledge.

My address is: **Peter L. Cea**
707 Green Cook Road
Sunbury, OH 43074-9761

Petitioner's Signature: Peter L. Cea

Witnessed: Joan A. Cea